Blocks Move for Control of Waters-Pierce Oil Company.

STANDARD VOTES CAST OUT

Tellers Refuse to Count Them, Despite Court Order-Trust Perpetuation Alleged.

St. Louis, Feb. 15.-In a bitter fight which raged to-day at the annual election of the stockholders, Henry Clay Pierce and his ssociates checkmated the effort of John D. Rockefeller and the Standard Oil inerests to take absolute control of the Waters-Pierce Oil Company. The prize at stake is shown by sworn testimony in a recent suit that the Waters-Pierce concern in one year declared a dividend of \$240,000. capital stock is \$400,000.

Although Standard interests own 68 per Pierce interests refused to count the ballots of John D. Rockefeller, John D. Archbold and their associates, on the ground that they were attempting to perpetuate the Standard Oil trust under a new system, in contravention of the decree of the United States Supreme Court dissolving the Standard Oil Company and the decree of the Missouri Supreme Court ousting it

The Rockefeller-Standard Oil interests filed a mandamus suit to compel the tellers to count the Standard Oil ballots, but the tellers, appointed by Pierce, refused to accent them and declared the Pierce slate of directors elected. The controversy between the conflicting interests will be fought out in court beginning before Circuit Judge Kinsey on Saturday, when the alternative writ of mandamus comes up for argument

The move of the Rockefeller-Standard Oil interests to exercise control over the Waters-Pierce Oil Company, according to a statement given out by one of Pierce's repto perpetuate the oil monopoly, as well as to control the business of Mexico. The good faith of the Standard Oil people in complying with the decree of the United States Supreme Court dissolving the Standard Oil trust was attacked in the Pierce

When the stockholders met to-day Wal ter F. Taylor, of counsel for the Standard Oil interests, and M. M. Van Buren, son in-taw of John D. Archbold, who was a di rector and one of the principal owners of stock owned by Archbold.

Pierce filed a written protest. The Stand ard interests wished to vote the stock for three directors, Robert W. Stewart, of Chicago, an attorney for the Standard Oil Company of Indiana; George W. Mayer, of Kansas City, manager of the Standard Oi Company of Indiana at Kansas City, and Charles M. Adams, now secretary and treasurer of the Waters-Pierce Company Pierce protested against the acceptance

of the vote of Archbold stock and against the acceptance of the vote of all other stock offered by persons confederated of Standard Oil. Pierce's protest declared that by reason of the connection of Mave and Stewart with the Standard Oil Company of Indiana they were ineligible as directors of the Waters-Pierce company both under the decree of the Supreme Court of the United States and the Supreme

chairman of the board of directors and was laid over a week for consideration. the largest individual owner of stock in treasurer. The Pierce board of directors proposed was H. C. Pierce, C. A. Pierce, C. for inviting proposals:

Pierce company is capitalized at \$400,000,

not be voted in the election. The Standwere entitled to 10,200 votes under the cumulative system of voting and they proposed to cast 3,430 votes for Stewart, 2,128 adopted: votes for Mayer and 3,432 votes for Adams.

Cleveland, Feb. 15,-Notice has been received here by stockholders of the Vacuum Oll Company, of Rochester, a former subsidiary of the Standard Oil Company, that a proposition to increase the capital stock from \$2,500,000 to \$15,000,000 will be voted on at a special meeting in Rochester on February 29. The purpose of the increase is to take care of \$8,000,000 indebtedness to the Standard Oil Company of New Jersey and to further finance the company.

OIL DIVIDEND DECREASES

Standard's \$5 Quarterly at Rate of Half That Before Dissolution.

A quarterly dividend of \$5 a share, the first since the dissolution of the trust, was declared by the Standard Oil Company of New Jersey yesterday, on its \$100,000,000 capital stock. The dividend is payable held last night at the rooms of the Upanin March 15. The quarterly dividend for the Club, No. 174 High street, Brooklyn, a temsame period a year ago was \$15 a share. and three months ago a payment of \$7 was declared for the quarter. If quarterly dividends are continued at the \$5 rate, making \$29 for the year, the stockholders will be drawn into crime. Miss Anna M. Wilbur receiving just half the amount paid before the dissolution of the trust.

regarding the policy of the corporation toward subsequent divdend payments, and it is, of course, possible that the rate for the succeeding quarters of the year may be either larger or smaller than that de clared yesterday.

NO DIVORCE FOR DANCER

Court Comments on "Undomestic Class' to Which She Belongs.

Justice Hotchkiss listened yesterday to the story of Gertrude Vanderbüt, a dancer, in her suit for divorce from her husband. Robert L. Dailey, an actor, after which he made this comment: "Having in mind the undomestic class to which the plaintiff and the defendant belong, I certainly shall not best he knew of in the city. grant a divorce decree on the evidence

Several witnesses told of visits made by

marked the fourteenth anniversary to-day of the blowing up of the battleship Maine They were conducted under the auspice of Havana Camp, Spanish-American Veterans, over the bodies of the sixty dead taken from the wreck and now lying in a emate in Cabana fortress under a guar-

Among those present at the services were the American Minister, Arthur M. Beau ore; the Secretary of the Legation, Hugh Gibson; representatives of President omez, the Cuban army and navy and many hundreds of Americans. The American flag was hoisted at half mast this flying until the wreck is towed out on its final voyage to sea

The east end of the cofferdam was broken this morning, and a few days' dredging will suffice to clear the way for

THE MAINE IS REMEMBERED Cornerstone of National Monument Laid at Park Entrance.

The cornerstone of the National Maine Monument, which is being ercted at the Columbus Circle entrance to Central Park, was laid yesterday by Rear Admiral E. H. Leutze, U. S. N., commandant of the rooklyn navy yard. Addresses were made y Major General Daniel E. Sickies and General James G. Wilson. Some of those in attendance were Park Commissioner Stover Attilio Piccirilli, the sculptor of the monu national commander of Spanish War Vet-

Sickles said, was the culmination of a long series of outrages perpetrated by the Span

"The blowing up of the Maine by Span sh hands and by Spanish orders," said General Sickles, "sounded the death kneil of Spanish rule on American soil, a rule which should have been ended long before It was a declaration of war which this

General Sickles and General Wilson both said that the Maine monument would be, ost, imposing monuments in the city. "And I hope I shall be here when it is

mpleted next fall," said General Sickles. The cornerstone contained, among other bee's personal narrative of the Maine disaster, the message of the President transmit ting the report of the court of inquiry on of each denomination; the New York dails newspapers of yesterday, and many other things bearing on the history of the monunent and its construction.

mpleted in September. The total cost will be about \$175,000. The plan to erect the destruction of the Maine. More than a million persons contributed, many sending

SOUTH BROOKLYN LINES UP Conference Committee Recom-

mends Routes for Proposals.

Members of the transit conference com mittee, consisting of the Public Service Com dission and Borough Presidents McAneny The Standard Oil interests had planned Miller and Cromwell, of the Board of Esti to elect Stewart president of the Waters- mate and Apportionment, presented their to succeed Clay Arthur recommendations for a layout of South Pierce, son of H. Clay Pierce, who is now Brocklyn lines to the board yesterday. It

This report is supplemental to the Mcompany. Mayer was slated for vice- Aneny-Willcox report of last June, which president under Standard Oil control and presented specific plans for rapid transit Adams was to be re-elected secretary and development except in South Brooklyn. It ommends the following lines as a basis

P. Ackert, Andrew M. Finlay and George
T. Priest.

Van Buren and Taylor, as representatives of the Standard Oil interests, offered to vote 2,657 shares of Waters-Pierce stock, a majority of the 4,000 shares. The Waters-Pierce company is capitalized at \$400,000.

but its stock sells at \$1,250 a share.

In the distribution of stock under the decree of the Supreme Court 617 shares were split into fractional parts and could not be veried in the stock sells at \$1,250 a share.

Second—An extension of the Fourth avenue subway through 39th street as a three-track subway to New Utrecht avenue, and thence as a three-track elevated line to Coney Island.

The Brooklyn Rapid Transit Company has ard representatives contended that they already promised to operate the suggested lines and in addition, if the plan of elevated structure for the beach lines be

votes for Mayer and 3,432 votes for Adams.

The new Pierce directors immediately reelected H. Clay Pierce chairman of the
board, Clay Arthur Pierce president, and
Andrew M. Finlay vice-president. Charles
M. Adams, who was on the Standard slate
for director, was ousted as secretary and
treasurer and T. F. Lyon was elected as
his successor.

First—A three-track elevated line on the
Sea Beach right of way from 62d street to
Coney Island; and, second, a three-track
elevated line on the
Sea Beach right of way from 62d street to
Coney Island; and, second, a three-track
elevated line on the
Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
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Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Broadway and
Tenth avenue to Coney Island; in connection with its existing system, and a proposed
now system to consist of the Broadway
Levington route, the Broadway and
Sold street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Island; on the Sea Beach right of way from 62d street to
Coney Is

The company has promised to contribut \$12,000,000 toward the new city lines in South Brooklyn, which would cover all the cost except the additional amount necessary by reason of continuing the Fourth avenue line as a subway toward Fort Hamilton.

President Miller of The Bronx dissents only to the extent that he would not extend the Fourth avenue line beyond its juncture with the tunnel to Staten Island.

Commissioner Maltbie, of the Public Service Commission, would not have the Fourth avenue line extend beyond its present terminus, but would give rapid transit to Fort Hamilton by extending the Third avenue elevated line beyond its present terminus to first the street. terminus at 65th street.

FRESH START FOR BAD BOYS Brooklyn Men Discuss Work of the

Upanin Club. An informal reception and meeting wer

Club, No. 174 High street, Brooklyn, a temporary home for boys in trouble. The object of the institution is to reach those boys who are alone and friendless in the city or who have through their environment been one of the chief sponsors of the work. Among the speakers were James C. Crop-

sey, District Attorney of Kings County; The speakers were introduced by Judge

of riches, who go astray. He said most of the criminals who appear before the courts ters of administration and filed a contest. are between twenty and thirty years old. The petition for the purposes of transfer Mr. McDonough told of his experiences in tax payment accompanying the will of Mr.

either on the Bowery or just as they had tate estimated at "nothing." had seen them go out from the home and MERCHANT TAILORS AT DINNER. Mr. Kracke said the work was one of the

M'ANENY GETS "SHAVING" ORDER. but this did not convince Justice Hotchklss. Counsel for Mrs. Dailey asked that
he have a week to produce witnesses who
could tell about 'pink pajama parties'
that were held in the apartment visited
by Dailey. Justice Hotchkiss granted the
adjournment, saying he would not grant
a decree unless the plaintiff proved compromising circumstances.

SUNDAY'S NEW-YORK TRIBUNE

Mailed anywhere in the United 3tates

Ment passed yesterday the resolution of
Before the speechmaking began it was
announced that the following officers had
been elected: President, Clarence A Mcschedule of streets is as follows: Broadway
from Battery place to Columbus Circle, the
east side of Whitehall street from Broad
way to Stone street, Maiden Lane for its
entire length. Liberty street from Maiden
Lane to West street, Cortlandt street for
its entire length, Vesey street for its entire
length, Dey street for its entire length,
Fulton street from Broadway to West
Street, Church street and Trinity Place
from Chambers street to Morris street and
John street from Broadway to William
street.

PIERCE CHECKS JOHN D. THE MAINE'S DEAD HONORED MR. ROOSEVELT SPEAKS TO AID HEALTH BOARD STERN BROTHERS TO MOVE Committee of Physicians Will Lease Site in West 42d Street

But Reporters Are Barred at Architects' Dinner.

POLITICS NOT DISCUSSED

Colonel Praises Work His Hosts Do-Medals Awarded for Finest Buildings.

Members of the American Institute of the department include Professor William Architects invited Theodore Rosevelt to be Plaza Hotel. One hundred and fifty of the ple, of Harvard; Professor C. E. A. Wins a guest at their dinner last night in the prominent architects and their friends listened to a speech which the Colonel consented to deliver only on condition that reporters were barred.

Mr. Roosevelt spoke on the subject, Civics and Their Relation to Architect-He did not touch upon politics in course of his remarks, it was said. He declared that in all his experience he found hat the men who worked disinterestedly as to their personal advantages were the nly ones who truly succeeded. That was particularly true of the architects as a

Civic development depended now largely upon the advice and work of the architects. That had not been the case until within the last few years, but now the civic heads of a great many cities were looking to them for advice and assistance in working out conomical and at the same time artistic ivic centres in the cities. The ex-President believed the people had made a great advance in calling in the architects and other experts for the settlement of certain city questions, such as the recent selection of Controller Prendergast and John J. Mur-

chy, Tenement House Commissioner, were mong the other speakers. Mr. Prendergast paid a high tribute to the committee of the American Institute of Architects, which was appointed to assist the Board of Estimate in selecting the site for the nev courthouse. He said they were the ones who made the final decision on the new site, which was now generally agreed to be the best bargain that the city could make. A great many men were elected to office who had no special qualifications for deciding some questions which came before them, and he believed in calling in all the expert advice that was available Commissioner Murphy said that the an

nual awarding of the medals in recogni tion of the best built hulldings in apartment houses by the New York Chapter of Architects had been of great benefit to the tenement dwellers during the last three rears. The tone and convenience of tenement houses had been raised to a much higher plane on that account, he declared. The awarding of the medals for 1911, which was made during the dinner, was as fol-

orable mention-The City and Subur

or the six story apartment house, Nos. 516 to 528 East 79th street, known as the Bishop Potter Memorial Buildings. William E. Roundtree, owner and architect, for the six story apartment house at No. 320 West 186th

ix stories:
MFDAL—The Five Sixty-three Park Avenue Company, owner; Pedro de Florez, cresident, for the twelve-story apartment touse at No. 52 Park avenue, designed by Walter B. Chambers, architect. Walter B. Chambers, architect
HONORABLE MENTION—B. Crystal &
Son, owners of the twelve-story apartment
houses known as Oxford Hall and Cambridge Hall, at No. 454 Riverside Drive and
designed by George and Edward Blum.

HONOR FOR DR. J. A. WYETH Physician's Portrait Given to

Academy of Medicine. A portrait in oil of Dr. John A. Wyeth was presented to the Academy of Medicine ast night at a meeting of the academy The presentation was made by Dr. Simot Baruch on behalf of the many friends of Dr. Wyeth, who has been president in turn of the State Medical Society, the Academy of Medicine and the American Medical Association. Dr. Baruch read letters from Dr. etter was read from Dr. Wyeth, in which e referred to his four years with the academy as the happiest in his life and expressing his gratitude for this additional onor conferred upon him.

neans of a glass syringe at the end of a terfered with a portion of the vault space ong, small, soft rubber tube, the doctor related his experiences with a number of paand other ulcers of the stomach.

The patient in the demonstration, also a oumped part of the liquid through the tube attorney for the tenant. simself until eight ounces had been consumed. X-ray photographs of the tube in the bodies of patients were shown. Dr.

CONTEST. BUT NO ESTATE Papers Indicate That Edward

Carter Left Nothing Whatever. From one of the documents it would seem that the contest filed yesterday in

the office of the Surrogate of the will of about nothing. Mr. Carter died August 28, 1910. His wife,

Mrs. Mary Carter, filed no will. In the course of time Mrs. Mary W. Van Alstyne, brought about by the Union Dime Savings a sister of Mr. Carter, and his only next of kin, applied for letters of administration. Mrs. Van Alstyne lives in Burlington, Vt. Michael McDonough, superintendent of the In the regular order of things it was neceshome, and Naval Officer F. J. H. Kracke, sary to serve a citation on Mrs. Carter sary to serve a citation on Mrs. Carter bid made, \$150,000, the incumbrances on it before the letters of administration could being \$169,987 67. Mrs. Waldo never would Robert J. Wilkin, president of the board of be issued. When she was so served Mrs. Carter produced a will made by her husband and bearing the date of December 16, worthy labor than that to save young men 1999. This instrument made Mrs. Carter and boys, attracted to the city by the lure sole heir of her husband's property.

Mrs. Van Alstyne failed to obtain the letworking among the boys and men of the Carter shows that the testator left real esclub and how he picked up many of them tate valued at "nothing" and personal es

and fifty members of the National Association of Merchant Tailors, who attended the dinner of that organization held last fight in the north ballroom of the Hotel Astor. Before the speechmaking began it was announced that the following officers had been elected: President, Clarence A McCarthy, of Chicago; vice-president, Harry Fisher, of Buffalo; second vice-president, Louis M. Nathan, of Denver; treasurer, Peter Thompson, of Philadelphia; secretary, Samuel H. Spring, of Boston, and chairman of the executive committee, Owen Owen, of Washington. The speakers were the Rev. W. C. Stinnson, Congressman Charles V. Fornes, John Patterson and Berkley Merwin.

With a view to perfecting the methods

of the Department of Health in its control of typhoid fever in this city, Health Commissioner Lederle has asked a number of well known physicians and sanitarians to ct in the capacity of an advisory committee to study the present methods of the department and to suggest improvements, if The first meeting of the committee was held yesterday afternoon in the Commissioner's office. The plan has been under consideration by Dr. Lederle for ome time. Those who have offered their services

T. Sedgwick, of the Massachusetts Institute

of Technology; Professor George C. Whiplow, of the College of the City of New York; Daniel D. Jackson, director of laboratories of the Department of Water Supply, Gas and Electricity; Dr. John W. Brannan, president of Bellevue and Allied Hospitals; Dr. Alexander Lambert and Dr. Herbert D. Pease. The comittee on public health, hospitals and budget of the Academy of Medicine was also invited to designate representative to serve on the committee. Those present at the conference on behalf of the Department of Health were, besides Commissioner Ernst J. Lederle, Dr. Hermann M. Biggs, general medical officer; Dr. Walter Bensel, sanitary superintendent Dr. William H. Park, director of laboratories; Dr. John S. Billings, jr., chief of the division of communicable diseases; Dr.

Bolduan, assistant to the general medical officer, who was designated as secretary of he conference. The meeting was devoted to the organizaion of the committee and to a general sur rey of the work to be taken up at future The officials of the Department neetings. of Health explained in detail the methods of controlling typhoid fever now in use by

Marion B McMillan, chief of the division

of food inspection, and Dr. Charles F

HOW HUSBAND WAS TRAILED Referee Favors Divorce on What Mrs. E. S. Taylor Learned.

Phoenix Ingraham, as referee, filed his reort yesterday in the suit for divorce brought by Mrs. Elizabeth S. Taylor, who ives at the Hotel Buckingham, against her husband, Henry B. Taylor, a member of the Calumet Club, where he was served in Mr. Ingraham recommends to the court that a decree be granted to Mrs.

The couple were married in 1894 at St. Chrysostom's Church. ase heard by the referee tells of several Mr. Baldwin replied: "Yes, he is the preswhich the defendant was railed by detectives and relatives of Mrs. Taylor. At last they got the evidence that was necessary. This latter scene took place at the home of a Mrs. Kramer. When Tay or wanted to know what it all meant his ife's nephew, J. Walter Wood Struthers, one of the raiding party, explained that it meant "his finish." Taylor got permission

In fact, there were two women in the On one occasion the detectives fol-Hotel Royalton, in West 44th street. Acording to the evidence, on January 4 Mrs. Robert Struthers, thinking Taylor would use the absence of his wife to his own advantage, caused him to be watched by

designed by George architects.

The Fullerton-Weaver Realty Company.

S. F. Weaver, president; owner of the ninestory apartment house at No. 116 East 55th street, designed by J. E. R. Carpenter, architect.

as the form of the 23d street exit, going to the Kramer house, in West 22d street. After much manoeuvring and some effort, which included the breaking of architect. entrance and came out of the 23d street raiding party entered.

Mrs. Taylor, who has an ample income loes not ask for any altmony.

VICTORY FOR STORE LESSEES Landlords Must Pay for Loss Through Street Widening.

Many store and restaurant keepers of New York expect to profit by a recent Justice Davis, in the Supreme Court, yesdecision of Judge Vernon M. Davis, in the terday. He is being sued as a member Supreme Court, in which he decided that the firm of M. J. Drummond & Co. for a tenant may recover compensatory as \$10,000, which, the water company says, is Abraham Jacobi and other contributors. A landlord when the city, by widening the piled by the Drummond company. street, interferes with the vault space

leased to the tenant. The case in which the decision was rendered was that of George Hoffman agt.

John L. Murray. Hoffman in 1998 bought water company at the time when the al-The presentation was followed by a dem- of Murray the good will of the restaurant leged sales to the plaintiff company were instration of the method of duodenal and cafe at 34th street and Broadway and made, in 1919-'II. dimentation by Dr. Max Einhorn. After the lease to the premises for the unexpired feeding a patient by pumping down his term of nearly eighteen years. In June, throat a mixture of warm milk and egg by 1911, the city, in widening 34th street, in-

under the sidewalk. Hoffman brought suit against Murray for tients who had been suffering from gastric \$37,000 damages and an award of that amount was made February 9. The formal order was entered yesterday. Leo physician, talked while being fed and Fassier, of No. 2 Rector street, was the

Many suits have previously been brought against landlords for infringements vault space, notably that of the Pabst Einhorn said that ulcers of the stomach Brewing Company against Thorley, but had been cured by this method, by giving it this is the first time in which a plaintiff has received more than nominal damages.

MRS. WALDO LOSES HOUSE

Place Long Closed Sold in Foreclosure

Proceedings. The five story stone dwelling house at the southeast corner of Madison avenue and

72d street, owned by Mrs. Gertrude Rhine-Edward Carter is a case of much ado lander Waldo, mother of the Police Commis sioner, which has never been occupied since it was built, about nine years ago, was sold in a foreclosure proceeding yesterday

It was offered for sale by Joseph P. Day n the Vesey Street Exchange salesroom and the bank got the property for the only explain why she would not live in the house She could have sold it several years ago for \$350,000. She lost also through recent foreclosure proceedings the adjoining house, at No. 28 East 72d street, which she had built for her son, but he declined to accept

DRUGGIST GIVES UP SECRET

'Professional Confidence' Not Allowed in Divorce Suit.

It may be safe for one to tell his se-One hundred and fifty different styles of crets to his physician or to his lawyer, bedress suits were worn by the one hundred cause either of these may take advantage and fifty members of the National Associa- of his professional effice and refuse to The Board of Estimate and Apportionment passed yesterday the resolution of Before the speechmaking began it was announced that the following officers had been elected: President, Clarence A Mcments in various parts of the city. The schedule of streets is as follows: Broadway from Battery place to Columbus Circle, the Pisher, of Buffale, second vice president, Harry of Frederick J. Zimmerman.

Stern Brothers is the latest of the large department stores to decide to move further uptown. Announcement was made years has been in West 23d street, has leased property in West 42d street, between Fifth and Sixth avenues, including the old Harmonie Club site and extending through to 43d street, for an eight story building. The plans have been drawn by John B. ready for occupancy before February 1. 1913. The plot has an area of about 66,000

Forty thousand square feet of the plot were obtained from Mrs. Louisa M. Gerry, who was represented in the transaction by the Crulkshank Company, and the balance was leased from the Pentalpha Realty Company, whose interests were attended to by Henry D. Winans & May. The plans for the new structure have been long under consideration, and it is said that the building will have many novel features. One of these will be an entrance for carriages and The desirable transportation facilities of

the site are said to be one of the chief reasons for its selection by Stern Brothers, it being situated close to the Grand Central Station, the Sixth avenue surface and elevated railroads, the Hudson tunnel and the subway. It has the advantage of light from Bryant Park, which is opposite, and the wide sidewalk and roadway made by the recent removal of encroachments, besides being within a stone's throw of many large The frontage in 42d street, including the

old Harmonie Club and the Spalding Building, is about 234 feet, and in 43d street, 442 feet. The parcel is nearly double the area of the old store site

MAYOR ILL: CASE PUT OFF

Another Delay in Libel Suit Brought by General Bingham.

The libel suit brought nearly three years ago by General Theodore A. Bingham, forner Police Commissioner, against Mayor Gaynor for \$100,000 damages came up in the Supreme Court yesterday. An attack of grip kept the Mayor away, and, 'r. adjourning the case Justice Gavegan did something that Justice Gaynor, it is said, often did not do-he accepted the certificate from the defendant's physician which his counsel, Stephen C. Baldwin, presented. E. Crowley, counsel for General Bingham, Port of New York, Thursday, Februargued in favor of the case proceeding. Justice Gavegan asked: "Is this defend-

ant, William J. Gaynor, the former Supreme Court justice of Kings County?" ent Mayor?" Then the defendant knows all about these things. He is familiar with the ex-

igencies of calendar practice." Baldwin broke in to ask that the ourt not visit the Mayor's sins on his head tow. Justice Gavegan continued: "My recollection is that the defendant

has demonstrated wonderful recuperative powers, to the great joy of the people of this city, and, of course, all nope he will make a speedy recovery now, even as I recall clients and lawyers were wont to do when called before calendars over which he presided. He knows all about doctors' certificates, and my recollection is that he ometimes ignored them." Mr. Crowley said that he had twenty-six

vitnesses to examine for the plaintiff. Mr. Baldwin said that he also had a large number of witnesses. The court set the trial down for Monday. Mr. Crowley asked that Miss Mary E.

Gaynor, a sister of the Mayor, be required to be in attendance on the trial. Mr. Gaynor wrote to her a letter which will figure in the suit growing out of the alleged persecution by the police of a boy named exit, going to the Kramer house, in West Duffy in Brooklyn while General Bingham was Police Commissioner.

DRUMMOND MUST ANSWER

Commissioner of Charities Defendant in Water Company's Suit. Michael J. Drummond, Commissioner of

Charities, must appear and be examined before trial in the suit being brought against him by the Jamaica Water Supply Company, according to a decision by well as consequential damages from the due because of overcharges for pipe sup-

The decision of Justice Davis makes it necessary for the Commissioner of Charities to answer questions as to the market

STAMFORD HARBOR ICE-LOCKED. [By Telegraph to The Tribune.]

Stamford, Conn., Feb. 15 .- Ice thirtyour inches thick locks Stamford Harbor for the first time in the history of the town. A number of cyclists rode around the lighthouse, a half mile out in the harbor, to-day. Docks have been much damaged by the ice.

MARINE INTELLIGENCE.

MINIATURE ALMANAC. 6:54; sunset, 5:36; moon rises, 6:32; HIGH WATER.

 Sandy Hook
 6:22

 Governor's Island
 6:55

 Hell Gate
 8:45
 WIRELESS REPORTS. The Neckar, reported as 200 miles east of andy Hook at noon yesterday, is expected to ock this forenoun.

AMUSEMENTS.

HIPPODROME As d by Nahan Franko & Orch. Hardman Plano. 39TH ST. Thea., 39th St., nr. B'way. Eve. S. 15. Matt. To-mor'w & A Butterfly on the Whoel Wash. B'day. Wash B'day. 2.15. A Butterfly on the Whoel Plank By Nahan Franko & Cast Sunday Nature St. Sun oth Av., 434-44th. Daily Mats. Around the World at 2. Best Seats 81. Evgs. 8. Process Seats Now.

Playhouse 48th, E. of B'way Evs.8:10. Mats.

BOUGHT AND PAID FOR Thurs. Fri. & Sat.

William Collier's COMEDY, 41st, E. of B'way.

Evs. 8:15. Mat. Runty Bulle. The California Strings.

illiam Collier's COMEDY, 41st, E. of B'way. Mais TO-MOT W. THE BIRD OF PARADISE EVERYWOMAN CASINO, BY & 39, EV. S. 30, Mts. T'm' w. & Wed. Manhattan O. H. 34 & S. Av. Ev.S. 15. Mal. Time Manhattan O. H. 34 & S. Av. Ev.S. 15. Mal. Time WEST-END, 125th, W. of Sth Ave. Evgs 8:15. Sam Bernard in He Came from Milwaukee, Next Week—Lew Dockstader's Minstrels.

METROPOLITAN OPERA HOUSE

INCOMING STEAMERS.

L. HANGEL YEAR	TO-DAY.
Vessel	From. Cadiz, Jan 30Comp Trass
*Manuel Calvo	Cadte Ian 30 Comp Trass
*Morro Castle	Havana, Feb 13 War
*Zuin	Maracatha Feb 4
El Mundo	Calmaten Fah 6
Fran Clampa	Seville, Jan 25 Mallor
Kantea	I impressed Fob 2
City of Atlanta	Savannah, Peb In
SATUR	DAY, FEBRUARY 17.
*Espaeme	Havre Feb 10 Frenc
*Vervii	Rarhados Feb 10 Lamp & I
Alamo	Galveston, Feb 10 Malior
Anache	Jacksonville, Feb 14Clyd

SUNDAY, FEBRUARY 18.

OUTGOING STEAMERS.

SATURDAY, FEBRUARY 17.

MONDAY, FEBRUARY 19.

TRANSPACIFIC MAILS.

Victoria) - Marama To-day, 6:30
Japan, Corea, China, Philippines (via Seattle) - Titian Feb. 16, 6:30
Hawali (via San Francisco) - Hono-lulan Feb. 16, 6:30
Hawali, Japan, Corea, China, Philippines (via San Francisco) - Shinyo

Mary Feb. 23, 6:30 Guam, Philippines (via San Francisco)—U S transport. Feb. 29, 6:30 Tahiti, Marquesas, Cook Islands, New Zealand, Australia (via San Francisco)—Aorangi Mar. 1, 6:39 Japan, Corea, China, Philippines (via Victoria)—Empress of India. Mar. 1, 6:30 Tahiti Marquesas, (via San Francisco)—Aorangi (via San Francisco)—Repress of India. Mar. 1, 6:30 Tahiti Marquesas, (via San Francisco)

SHIPPING NEWS

ary 15, 1912.

ARRIVED.

230 a m. Steamer President Grant (Ger), Hamburg Feb lary 3, Boulogne 4 and Southampton 5, to th amburg-American Line, with 70 first cabin 4 second cabin, 179 third cabin and 630 steer to passengers, mails and mode. Arrived at th

SAILED.

STEAMERS AT FOREIGN PORTS.

kopmunde, Feb 14-British Monarch (Bri New York and Norfolk via Teneriffe, Dakar

ARRIVED.

SAILED.

Queenstown.

Buenos Ayres, Feb 14—Gloria de Larrinaga (Br),
New York.

PASSED.

Perim, Feb 14—Neuenfels (Ger), New York viz Fayal for Bombay: 15th, Schildturm (Ger) Calcutta and Colombo for Boston and New York.

AMUSEMENTS

WINTER GARDEN B'way and 50th St. Phone 411 Columbus MAT. TO-M'W, 50c, 75c, & Best Seats \$1.00.

MIKAIL MORDKIN | Mattnee | Wash'n's

"Hokey Pokey" & "Bunty Bulls & Strings."
Lew Fields' HERALD SQ., B'y & 35. Evs. 8:20
Last Week. Mat. The Million
To-mor'w, 2:20.
BEGINNING NEXT MONDAY. FEB. 19

POPULAR MATINEES TUES. & THURS. Entire Orch. \$1.00; Entire Balcony 50c.

YALE GLEE CLUB

FEBRUARY 16th

Para, Feb 14-Clement (Br), New York.

Delaware, Philadelphia, to the Cly

Marquesas (via San Fran-Maripos Mar. 4. 8:30

Carolina, San Juan, Porto II. 2004 in Carrillo, Jamaica, Un Fruit. 9:30 a m Arcadian. Bermuda, R M S P. 10:00 a m Havana. Havana, Ward. 10:00 a m Bantu, Montevideo, Norton. 10:00 a m Oruba. Jamaica, R M S P. 10:30 a m San Jacinto, Nassau, Mallory, 11:00 a m P Sigismund, Colon. H-A. 11:00 a m

alabra, Naples, Anchor, ian Marcos, B'nsw'k, Mallory

Destination and steamer. Close in Hawaii, Fiji Islands, Samoan Isl-ands, New Zealand, Australia (via

Southampton, Am., 6:30 a m 1 Newfoundland 8:30 a m 11

money still goes. For men of all sizes.

Especially for slim men and youths who may not have realized that the sale is for them

Yet to-day there are in the sale some 1300 suits of the four vouths' sizes, 32 to 35 chest. Beside thousands of larger

Mixtures and serges. Winter and Summer

Savings of \$7.00, \$10.00 and \$13.00 on the majority of suits

Savings of \$8.00, \$10.00 and \$12.00 on the majority of suits

ROGERS PEET & COMPANY,

\$20.

13th St.

AMUSEMENTS.

NEW YORK'S LEADING THEATRES.

onata T'm'w, Wed & Feb. 22, 2:15.

ELSIE

PTH WEEK

MME. SIMONE

LOUIS MANN' ELEVATING HUSBAND."

WITH Charlotte Walker SAILED.

Steamers Baltic (Br), Liverpool; Dorothy, Philadelphia; Esperanza, Havana, Marengo (Br), Hull; Ottawa (Nor), Banes; Uler (Nor), St Kitts; Oceana (Br), Bermuda; C F Tietgen (Dans, Copenhagen; Madison, Norfolk and Newport News; City of St Louis, Savannah; Cristobal; Cristobal; Steinturm (Ger), Calcutta; Currier, Clenfuegos; Altamaha, Texas City; La Provence (Pr), Havre; Odland (Nor), Norfolk, DORTS

GREAT MARIE
COMPANYMUSICCHORUS
In THE OPERA BALL

OVER THE RIVER

COHAN own Co. THE LITTLE MILLIONAIRE.

GENTURY (Formerly 02d & 8th J Eves 8, Mats Wed, (Pop.), Sat. & Feb. 22. 8 SEATS ON SALE UP TO MARCH 30

OPERA Phones 4189-6442 Murray Hill SEATS FOR LA GIOCONDA CHOICE SEATS FOR KISMET. Normandie Hotel, B'way. Cot. 31

AMMERSTEIN'S 424 St. Evs. 25c. \$1. D'1; Mat 25-50-t5c. Stone & Kalisz, 12 oths.

SCAUEMY OF MUSIC. 10, 20° and 30° Allas' JIMMY VALENTINE



That old saw about saving

now-

Three Broadway Stores

DOUBLE BILL—AN ALL STAR CAST
in J. M. BARRIE'S Great NOVELTY.
A SLICE
OF LIFE
HATTIE WILLIAMS d by ETHEL BARRYMORE IN COUST

ARRIVED.

Steamer Tripoli (Br), Santos January 20, Rio de Janeiro 23 and Barbados February 6, to Rusk & Daniels, with mdse. Arrived at the Bar at 10:30 a m.

Steamer Adriatic (Br), Alexandria January 29 and Naples February 3, to the White Star Line, with 221 cabin and 893 sterage passengers and mdse. Arrived at the Bar at 9:45 a m.

Steamer Santa Marta (Br), Santa Marta February 6, Colon 8 and Kingston 10, to the United Fruit Co, with 70 passengers, mails and mdse. Arrived at the Bar at 9:55 a m.

Steamer Arcadian (Br), Bermuda February 13, to Sanderson & Son, with 192 passengers, mails and mdse. Arrived at the Bar at 9:03 a m.

Steamer Arcadian (Nor), Perth Amboy, to Wessel, Duval & Co, with mdse. Passed in Quarantine at 10:18 a m.

Steamer Cuthbert (Br), Calera January 15, Mangor 27, Para Sebruary 2 and Barbados 7, Mangor 2, Para Sebrua FERGUSON THE FIRST LADY IN THE LAND.

The Quaker Girl CLIFTON CRAWFORD

hew Amsterdam W. 42d St. Eves.

A CENUINE HIT!

OFFICER 666 EDDIE FOY

New York and Noriou vis actioning logic,
gec.
Bremen, Feb 15, 5 a m.—Chemnitz (Ger), New
York; 2 p m, Prinz Friedrich Wilhelm (Ger),
New York via Flymouth and Cherbourg.
Copenhagen, Feb 15, 5 p m.—Oscar II (Dan),
New York.
Havre, Feb 14—Greenbank (Br), New York,
Avonmouth, Feb 15—Potomac (Br), New York,
Tsingtau, Feb 13—Clan Mactver (Br), New York,
via St Michaela, Algiers, Colombo, etc.
SAILED. Sahang, Feb 13—Kalomo (Br) (from New York), Hong Kong and Shanghai. St Michaels, Feb 14—Trent (Br)*(from New York MAURICE in NEW DANCES. St Michaels, Feb 14—Trent (Br) (from New York via Kingston (Colon), Southampton.
Flume, Feb 14—Franconia (Br), New York, St Michaels, Feb 14—Germania (Fr) (Marseilles), New York (Queenstown, Feb 15, 2:25 p m—St Paul (from Southampton and Cherbourg), New York, Gibraitar, Feb 18—Indrawadi (Br) (from Yokohama etc), Boston and New York, Barbados, Feb 14—Jayary (Br) (from Para), New York, Geo. COHAN Theatre, B'way, 43d St. M. COHAN Eve. S.10, Mat Sat. 2.15. 161ST TIME. Biggest success scored by an individual star in 50 years.

> RAYMOND HITCHCOCK RED WIDOW. The 8th Wender of the World.

> WALLACK'S B'way and 30th St. Ev TO NIGHT ARLISS IN DISRAEL

> BELASCO 44th St., nr., B'y, Eye, at 8:15.
> DAVID BELASCO presents DAVID
> WARFIELD in THE RETURN OF
> PETER GRIMM.

BURTON HOLMES

COLONIAL FESTIVAL OF FEMININITY DOLL MAL 25c. 50 WOMEN STARS 50

JOSEF STRANSKY, Conductor.

Carnegie Hall. This Afternoon at 2:30.
Soloist. ADRIANO ARIANI. Planist.
Byorak Posthumous Symph. 1st Times Sunday Aft. Soloist, Katharine Goodson.

NEW YORK Thea., 44th & Bway | Seats Opens Mon. THE DURBAR Kinemacolor.

Line Soloist. Advertisements received at their Uptown Office.

No. 1364 Broadway, between 38th and 37th step. No. 1364 Broadway, between 38th and 37th s

DHILHARMONIC

At 8:15 P. M. Grand Ballroom Waldorf-Astoria. Tickets \$2. For sale by Tyson's in Waldorf, or James C. Auchincless. Tel. 5570 Rector. 00 Broadway.

Steamer Pathfinder, Providence, Passed in Quarantine at 6 a. m. Steamer Iroquois, Jacksonville February 12 and Charleston 13, to the Clyde Ss Co, with passen-gers and mass. Passed in Quarantine at 3:17 KNICKERBOCKER, Broadway & 38th St. Eve. 8 Sharp, Mats T'm'w, Wed & Feb. 22 at 2 gers and mose. Tassed in Quaractice at all pm.

Steamer Jefferson, Newport News and Norfolk, to the Old Dominion Ss Co, with passengers and mose. Passed in Quarantine at 2:29 p m.

Steamer Texan, Puerto Mexico February S and Delawars Breakwater 15, to the American-Hawailan Ss Line, with mose. Arrived at the Bar at 3:10 p m.

Steamer Delaware (Br), Manchester January Steamer Delaware (Br), Manchester January St. to D T Warden, in ballast. Arrived at the Bar at 3 p m.

Sandy Hook, N J, Feb 15, 9:30 p m—Wind northeast; fresh breeze; parity cloudy: light sea. SAILED.

The Trail of the Lonesome Pine